IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (L) NO. 2911 OF 2006

M/s. Kundan Jewellers ... Petitioner

V/s.

The Municipal Corp.of Gr. Mumbai ... Respondents

Mr. Ranjit Thorat i/b. P.P. Surve for the petitioner.
Mr. P.A. Purandhare for the respondents.

CORAM : F.I. REBELLO &
ANOOP V. MOHTA,JJ.
DATED : 21st December, 2006

P.C.

. Rule. Heard forthwith.

2. The petitioner is aggrieved by the notice dated 22nd May, 2006. It is submission of the petitioners that by reply dated 25th May, 2006, petitioners have submitted the material including documentary evidence to establish that the construction was existing atleast since about 1961. It is further submitted that though they have filed reply, they have not heard anything from the respondents and they apprehend that the structure will be demolished. Considering the above, it will be open to the petitioners, if they have any other documentary evidence, to place the same before the Assistant Assessor & Collector, K/West Ward within 15 days from

today. The Assistant Assessor & Collector, K/West Ward to consider the reply dated 25th May, 2006 and any additional material produced and thereafter proceed to pass appropriate order according to law not later than six weeks from the petitioner filing additional documentary evidence, if any. In the meantime, the respondents not to take steps against the structure in respect of which notice was issued.

3. With the above observation, the petition stands dismissed. Rule made absolute accordingly. There shall be no order as to costs.

[F.I. REBELLO, J.]

[ANOOP V. MOHTA, J.]